

MINUTES

UTAH PHYSICAL THERAPY LICENSING BOARD MEETING

October 25, 2005

Room 428 – 4th Floor – 9:00 A.M.
Heber Wells Building

CONVENED: 9:00 A.M.

ADJOURNED: 11:05 A.M.

Bureau Manager:
Board Secretary:

Noel Taxin
Karen McCall

Board Members Present:

Edmund L. Sperry
Margo Jones Brady
Susan A. Doucette

Board Members Absent:

Misha Bradford
Mark A. Anderson

Guests:

Craig Jackson, Division Director
Bob Hayden, PTA, Representative to Utah Chapter
APTA

TOPICS FOR DISCUSSION

DECISIONS AND RECOMMENDATIONS

ADMINISTRATIVE BUSINESS:

Read and approve the August 10, 2004 minutes.

Susan motion to approve minutes with minor revisions. Mr. Sperry seconded the motion. **The Board vote was unanimous.**

NEW BUSINESS:

CORRESPONDENCE:

FSBPT Correspondence

The Board reviewed the following FSBPT Correspondence:

1. Adoption of Physical Therapy NPTE Passing Score. **No action taken.**
2. Federation News Brief. **No Action taken.**

CAPTE Accreditation Update

The Board reviewed the update. **No action taken.**

Michael Hillstrand and Grant Judah Letter and Survey

Mr. Sperry commented that the survey should have been completed and submitted by the Division. **No action taken.**

New Jersey AG Office Letter

The Board reviewed the AG office letter regarding the FSBPT change of the Examination Passing Score. **No action taken.**

NSCA Certification Commission Information

The Board reviewed the information. **No action taken.**

Physical Therapy Advisor Newsletter

The Board reviewed the newsletter. **No action taken.**

Kentucky State Board Newsletter

The Board reviewed the newsletter. **No action taken.**

DISCUSSION ITEMS:

Chairperson

Mr. Sperry made a motion for Ms. Jones Brady to continue as Board chairperson. Ms. Doucette seconded the motion. **The Board vote was unanimous.**

FYI

The Board reviewed the Cease and Desist Order on Melanaile Vi. **No action taken.**

FYI

The Board reviewed the Cease and Desist Order on Shannon Pavlish. **No action taken.**

FYI

The Board noted the Letter of Non-Compliance with the Stipulation and Order sent to Byron M. Thompson. Mr. Thompson is working in California. Mr. Thompson was put on probation in California and is being monitored there. The Stipulation and Order for Utah requires Mr. Thompson to submit a copy of all documents submitted to California. Utah had not received any copies of documents submitted. Mr. Thompson submitted copies of all documents on October 24, 2005 and is now in compliance.

The Board requested Mr. Thompson be invited to meet with the Utah Board prior to terminating his probation in Utah.

Licensure of Physical Therapy Assistants Discussion

The Board discussed the possibility of licensing Physical Therapy Assistants (PTA's) and asked the

Division to assist in re-writing the law to include PTA's.

Mr. Jackson explained the process for the Board. He stated that the Association would need to start the process by obtaining forms from the Legislative Committee. The Association would fill out the forms and file them with the \$500.00 fee. The committee will then review the forms and the proposed language and have a hearing. Following the hearing a recommendation is made to the Business and Labor Committee. The Business and Labor Committee review and make a recommendation regarding moving it along for legislation.

Mr. Jackson stated that the Association will have to locate a legislator who is interested in assisting with changing the law and they should obtain a lobbyist to assist.

Ms. Taxin commented that she would be available for discussion with the association regarding language.

Ms. Jones Brady volunteered to contact other states regarding their laws and rules for PTA's and report back to the Board at the next scheduled meeting.

Ms. Doucette was asked to contact the Association regarding re-writing the Utah law.

Legislative Issues

Ms. Doucette stated that there is a current issue regarding the cap that Medicare will pay for PT's.
The Board and Ms. Taxin noted the information.

PTA Supervision and Continuing Education

Ms. Doucette asked if the current PT law or rule has any guidelines regarding how many PTA's a Physical Therapist is allowed to supervise.

Mr. Sperry replied that the current law does not address a number limitation. If the Association is going to open the law, they might also want to include language regarding a limit of how many PTA's may be supervised.

Ms. Doucette asked if continuing education should be written in the law re-write or if the Board could write a rule.

Licensing Physical Therapists

Ms. Taxin responded that she will check the law to determine if the Board is able to write a rule for CE.

Mr. Sperry recommended Board members review the FSBPT model law for a guideline in language.

Ms. Taxin discussed the requirements to be licensed as a Physical Therapist. The law requires transcripts with the degree posted to document meeting the education requirements. One University called and was upset that the Division would not license their people with a letter of completion from the University. Ms. Taxin stated that she explained the law to the individual and agreed to assist the students in expediting their license when transcripts with the degree posted were submitted. Division staff wrote letters for each student. When transcripts were submitted, if the application was then complete, the staff would present the letter with the license number on the letter. The staff would then issue the license for the next printing schedule. This process went very smoothly for the staff as well as the students.

Ms. Taxin further explained licensure prior to the date of graduation also presents difficulty in obtaining licensure in other states as the license was issued prematurely.

The Board asked if Ms. Taxin would arrange to do a presentation at the University of Utah regarding the laws and rules and licensing requirements.

Ms. Taxin responded that she would be willing to do a presentation.

The Board requested Scott Ward from the U of U, Ed Dieringer, President of the Utah PT Association and Brad Zollinger, Vice President of the Utah PT Association be invited to meet with the Board at the next scheduled Board meeting to discuss licensing requirements.

Should Mr. Ward be unable to attend the meeting with the Board, the Board recommended rescheduling at a time Mr. Ward is available to participate.

Examination Information

Ms. Taxin discussed an individual who was approved to sit for the examination. The individual failed the examination and re-registered immediately. The examination was taken a second time and a passing score was reported. There are 4 sets of examination bank questions. Usually an individual is not allowed to re-take the examination from the same set of questions. Unfortunately, FSBPT did not catch the time period of re-registration until too late. FSBPT allows the State to accept the score report or require a re-take of another examination. A staff member at the University of Utah became involved and requested Ms. Taxin to accept the passing score. Ms. Taxin discussed the situation with the individual and clearly explained that other states probably will not accept the score report. The individual requested Utah accept the passing score and issue the license. The score report was accepted and the license was issued.

The Board noted the information.

Roberts Rules of Order

Mr. Sperry requested Ms. Taxin to review the Roberts Rules of Order for the Board.

Ms. Taxin explained that the Roberts Rules of Order are rules to keep order in meetings. Each person should respect the others on the Board and any visitors. When one person is talking, others should be courteous and listen. Visitors may not enter into the Board discussions unless the Board chairperson recognizes them to speak. If someone is out of line in their comments or if they are interrupting the meeting, the Board chairperson may request the person to hold their comments or to leave the meeting.

Mr. Sperry explained the process of motions. Once a motion is on the table, there needs to be a second to the motion or it dies for lack of a second. Discussion takes place after the second and before the vote. A Board member makes the motion and another Board member seconds the motion. If there is no discussion, the Board chairperson asks for a vote on the motion.

Ms. Taxin offered to give the Board chairperson basic information on the Roberts Rules of Order.

Board Meeting Schedule

**The Board requested the next meeting be
November 16, 2005, at 2:00 pm.**

NEXT MEETING SCHEDULED FOR:

November 16, 2005

MEETING ADJOURNED AT:

11:02 am

Date Approved

Chairperson, Utah Physical Therapy Licensing Board

Date Approved

Bureau Manager, Division of Occupational &
Professional Licensing